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450117-4278.1

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**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

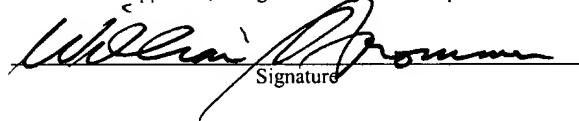
Applicant(s) : Paul Hodgins et al. Notice of Allowance  
Dated : 10/04/2004  
Serial No. : 09/652,827 Confirmation No. 3846  
For : **METHOD AND APPARATUS FOR SERVING DATA**  
Filed : August 31, 2000  
Examiner : Nguyen, P.  
Art Unit : 2665

745 Fifth Avenue  
New York, New York 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 18, 2004.

William S. Frommer, Reg. No. 25,506

\_\_\_\_\_  
Name of Applicant, Assignee or Registered Representative

  
\_\_\_\_\_  
Signature

October 18, 2004

\_\_\_\_\_  
Date of Signature

**RESPONSE TO EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Sir:

This is in response to the Examiner's Statement of Reasons for Allowance, which accompanied the Notice of Allowance mailed October 4, 2004. To the extent the Examiner's Statement of Reasons for Allowance states, implies or is construed to mean that the claims are allowable over the prior art of record because the Examiner believes the claims should be

interpreted to include one or more features or limitations not recited therein, Applicants' attorney disagrees with such an interpretation. Moreover, it is Applicants' contention that there is no particular limitation in the allowed claims that is more critical than any other. The issuance of the Examiner's Statement of Reasons for Allowance should not be construed as a surrender by Applicants of any subject matter. It is the intent of Applicants, by their attorney, to construe the allowed claims so as to cover the invention disclosed in the instant application and all equivalents to which the claimed invention is entitled.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

By   
William S. Frommer  
Reg. No. 25,506  
(212) 588-0800



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William S. Frommer, Reg. No. 25,506

Name of Applicant, Assignee or Registered Representative

*William S. Frommer*  
Signature

October 18, 2004

Date of Signature

**AMENDMENT UNDER 37 CFR 1.312**

Mailstop: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

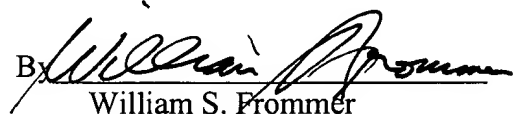
This is in response to the Examiner's Amendment mailed October 4, 2004.

Please delete the expression: “, wherein” from the Examiner's Amendment.

This change to the Examiner's Amendment is requested to improve the form of the amended claim. It is submitted that the expression being deleted is grammatically unnecessary and incorrect.

Respectfully submitted,

FROMMER LAWRENCE & HAUG  
LLP  
Attorneys for Applicants

By   
William S. Frommer  
Reg. No. 25,506  
(212) 588-0800